

**CITY COUNCIL OF THE CITY OF SAN DIEGO
SUPPLEMENTAL DOCKET NUMBER 1
FOR THE REGULAR MEETING OF
MONDAY, JUNE 19, 2006 AT 2:00 P.M.
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

**ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS
RESOLUTIONS:**

ITEM-S400: Memorandum of Understanding for La Jolla Storm Water Planning Grant.

(See memorandum from Chris Zirkle dated 6/12/2006. La Jolla Community Area. District 1.)

(Continued from the meeting of June 12, 2006, Item S400, at the request of Council President Peters, for further review.)

STAFF’S RECOMMENDATION:

Adopt the following resolution:

(R-2006-981)

Authorizing the Mayor, or his designee, to execute a Memorandum of Understanding between the City of San Diego, San Diego Coastkeeper, and the Scripps Institute of Oceanography for Storm Water Planning in La Jolla (MOU), together with any modifications or amendments thereto that in the opinion of the Mayor are reasonably necessary to accomplish the purposes of the MOU and do not increase the City's costs under the MOU;

Authorizing the Mayor, or his designee, to take all necessary actions to implement the MOU and secure Program grant funding, including conducting negotiations and executing documents necessary for receipt, expenditure, and/or distribution of funds awarded as a result of participating in the Program;

Authorizing the City Auditor and Comptroller to establish one or more special interest-bearing funds for the Program grant(s);

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS (Continued)

RESOLUTIONS: (Continued)

ITEM-S400: (Continued)

Authorizing the City Auditor and Comptroller to appropriate and expend Program grant monies, contingent upon receipt of one or more fully executed Program grant agreements;

Declaring this activity is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15060(b)(2).

STAFF SUPPORTING INFORMATION:

The State of California Water Quality Resources Control Board (State Board) has established 34 "Areas of Special Biological Significance" (ASBS) offshore of the California Coast. Two adjacent ASBS exist off the coast of La Jolla Shores and the Scripps Institution of Oceanography (SIO) within the City's jurisdiction. Discharges of storm water into ASBS are prohibited by the Ocean Plan; however, City staff is currently preparing an application for an exception to this prohibition.

On October 20, 2005, the State Board approved an Integrated Coastal Watershed Management Planning Grant (Prop 50) in the amount of \$500,000 for SIO to study sources and solutions to storm water quality issues within the ASBS and watersheds. The City of San Diego and San Diego Baykeeper (now known as San Diego Coastkeeper) were listed in the grant proposal as entities which would participate in the grant activities. Some of the grant activities support the exception application and include: sampling runoff for contaminants, sampling receiving waters for contaminants, characterizing land uses and storm water flows within the ASBS watersheds, development of Best Management Practices, and public education/outreach.

The proposed Memoranda of Understanding clarify relationships between the co-signers, specify the grant activities that each of the co-signers will undertake, and specify the distribution of grant proceeds. Of the \$500,000 in grant proceeds, Scripps will pass \$172,933 through to the City of San Diego and, of that, the City will pass through \$32,000 to Coastkeeper for its work. Grant match requirements would be paid by SIO. City staff is available to monitor revenues and expenditures and to work on the grant, including administration of consultant contracts. Accounts to track grant revenues and expenditures would be established once the agreements are executed by all parties.

Haas/Tulloch/CZ

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Timothy J. Miller - Deputy City Attorney